IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO. **CWP No.7699 of 2007.**
DATE OF DECISION: 21.5.2007.

Anek Chand.

....Petitioner

Versus

State of Punjab and others.

....Respondents

CORAM: Hon'ble Mr. Justice J.S. Khehar.
Hon'ble Mr. Justice L.N. Mittal.

Present: Mr. G.S. Bal, Advocate
for the petitioner.

J.S. KHEHAR J.(ORAL)

Through the instant writ petition, the petitioner claims the pay scale of 950-1800 which became available to the Laboratory Attendants w.e.f 1.1.1986. Since the petitioner was promoted as Laboratory Attendant on 9.2.1991, he claims salary in the aforesaid scale, as well as, salary in the revised scale from time to time.

On the aforesaid issue, the petitioner is stated to have addressed a legal notice dated 16.7.2006 (Annexure P-9) to the respondents. It is further pointed out that, no decision has been taken thereon till date. Learned counsel for the petitioner states that, the petitioner will be satisfied if the instant writ petition is disposed of with a direction to respondent No.2 i.e. Director of Public Instructions (Colleges), Punjab, requiring him to take a final decision on the legal notice dated 16.7.2006 (Annexure P-9).

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition with direction to respondent No.2 i.e. Director of Public Instructions (Colleges), Punjab, to take a final decision on the legal notice dated 16.7.2006 (Annexure P-9) by passing a well reasoned and speaking order within 3 months from the date of receipt of certified copy of the order. In case, the petitioner is found to be entitled to any monetary benefits, the same shall be calculated and released to him within a further period of 1 month.

This however, will be subject to the condition that the petitioner will be paid arrears for a period of 3 years and 2 months, preceding the filing of the instant writ petition. It is also clarified that the instant writ petition came to be filed on 19.5.2007.

Disposed of, accordingly.

Copy of this order be given Dasti on payment of usual charges.

(J.S. KHEHAR)
JUDGE

(L.N. MITTAL)
JUDGE

May 21, 2007.
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